

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

NOT FOR PUBLICATION

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JIMMY MCMILLAN, III,  
:

Plaintiff,  
:

- against -  
:

INTERNAL REVENUE SERVICE,  
:

Defendant.  
:  
----- X

ORDER

09-CV-577 (JG) (LB)

JOHN GLEESON, United States District Judge:

The government has graciously brought to my attention an error in the final judgment recently entered in this case. The judgment entered by the Clerk erroneously orders that “plaintiff take nothing of the defendant.” Docket No. 37. My opinion granting summary judgment to the plaintiff, dated September 23, 2010, awarded him a refund of his 2004 taxes in the amount of \$1724. Docket No. 35. The Clerk is directed to enter an amended judgment in favor of the plaintiff awarding him \$1724.

So ordered.

John Gleeson, U.S.D.J.

Dated: February 8, 2011  
Brooklyn, New York